

ANALYSIS OF AMENDED BILLAuthor: Correa, Ackerman, et. al. Analyst: Deborah Barrett Bill Number: SB 644Related Bills: See Legislative History Telephone: 845-4301 Amended Date: March 29, 2007Attorney: Tommy Leung Sponsor: _____**SUBJECT:** Court Clerk Required To Provide Only Last 4 Digits Of Social Security Number On Abstracts Of Judgments Or Decrees**SUMMARY**

This bill would limit the use of a Social Security Number (SSN) to only the last four digits of the SSN on an abstract of judgment and other court documents ordering a party to pay money.

This bill also contains requirements for tax assessors to limit the use of an SSN, which do not impact this department and are not discussed in this analysis.

SUMMARY OF AMENDMENTS

The March 29, 2007, amendments removed the application of the bill's provisions to judgments related to child and spousal support. The amendments also removed requirements for the Judicial Council to revise forms.

This is the department's first analysis of this bill.

PURPOSE OF THE BILL

According to the author's office, the purpose of this bill is to prevent identity theft.

EFFECTIVE/OPERATIVE DATE

This bill would be effective on January 1, 2008, and operative for abstracts filed on or after that date.

POSITION

Pending.

Board Position:

<input type="checkbox"/> S	<input type="checkbox"/> NA	<input type="checkbox"/> NP
<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input checked="" type="checkbox"/> PENDING

Department Director

Date

Selvi Stanislaus
by Lynette Iwafuchi

4/24/07

ANALYSIS

STATE LAW

Under current state law, when an abstract of judgment or decree requiring payment of money is certified by the clerk of the court, certain information is required to be shown in the abstract, including the following:

- Title of court where judgment or decree is entered,
- Date of entry of judgment,
- Name and last known address of judgment debtor,
- Name and address of judgment creditor,
- The amount of the judgment, and
- SSN and driver's license number of debtor, if known.

THIS BILL

This bill would remove the requirement that an abstract of judgment contain the debtor's full SSN and replace it with the requirement that only the last four digits of that debtor's SSN be shown. This requirement to show only the last four digits of the SSN would be applicable to other related court documents, such as Amendments to an Abstract of Judgment.

IMPLEMENTATION CONSIDERATIONS

Implementing this bill would not significantly impact the department's operations or programs.

LEGISLATIVE HISTORY

SB 216 (Cox, 2007/2008) would require an abstract of judgment to contain only the last four digits of an SSN. This bill was introduced February 9, 2007, and has been referred to the Senate Judiciary Committee.

FISCAL IMPACT

This bill would not impact the department's costs because it will not change the manner in which non-tax debts that are reflected in the judgments are referred to Franchise Tax Board for collection.

ECONOMIC IMPACT

This bill would not impact state income tax revenues.

LEGISLATIVE STAFF CONTACT

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